

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of:

Eiju Katsuragi et al.

Application No.: 09/866,226

Filed: May 24, 2001

For: Method and System for Storing Duplicate Data

Examiner: Ramy M. Osman

Art Unit: 2157

PETITION TO REVIVE
UNINTENTIONALLY ABANDONED
APPLICATION

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants petition to revive the above-identified application under 37 CFR §1.137(b). The application was unintentionally abandoned for failure to timely respond to the Office Action mailed on October 5, 2004.

The entire delay, including the delay from the date of discovery of the abandonment of the application through the date of this Petition, was unintentional.

On February 28, 2005, a response to the October 5 Office action, in fact, was filed in the PTO. However, a typographical error in the application number caused the response to be misfiled in the PTO. The application number in error was U.S. Appl. No. 09/886,226.

On April 12, 2005, the examiner left a voice mail message with Mr. Robert Colwell informing of the abandoned status of the application.

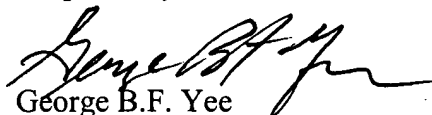
On April 22, 2005, a Notice of Abandonment was mailed, thereby initiating this petition to revive.

Submitted herewith with is a copy of the response to the October 5, 2005 Office action (as Exhibit A).

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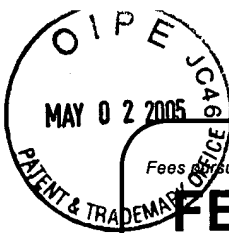
Please deduct the petition fee, pursuant to 37 CFR §1.17(m), of \$1500.00 from the Deposit Account No. 20-1430 of the undersigned. Please charge any additional fees or credit overpayment to the above Deposit Account, see PTO-SB/17 Fee Transmittal submitted in duplicate.

Respectfully submitted,



George B.F. Yee
Reg. No. 37,478

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Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)
1500

Complete if Known

Application Number	09/866,226
Filing Date	May 24, 2001
First Named Inventor	Katsuragi, Eiju
Examiner Name	Ramy M. Osman
Art Unit	2157
Attorney Docket No.	16869S-027400US

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, **except for the filing fee**

Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

 Total Claims -20 or HP = x = Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20

 Indep. Claims -3 or HP = x = Fee Paid (\$)

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

 Total Sheets - 100 = / 50 = (round up to a whole number) x = Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount) _____

Other: Petition fee for Unintentionally Abandoned Application 1500

SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	37,478	Telephone	650-326-2400
Name (Print/Type)	George B. F. Yee	Date	April 29, 2005		